



CITIZEN POLICE ADVISORY REVIEW BOARD MEETING MINUTES

The regular meeting of the Citizen Police Advisory Review Board (CPARB) was called to order by Vicki Ann Hart, Chair on Tuesday, October 18, 2005 at 5:30 p.m. at the Downtown Library, 101 N. Stone Avenue, Tucson, Arizona.

Commission Members	Representing	Present/Absent
Susan Thornton	Mayor	Present
Jeremy Tor	Ward 1	Present
Tom Clark	Ward 2	Present
Vicki Ann Hart, Chair	Ward 3	Present
Cynthia Schiesel, Vice-Chair	Ward 4	Present
Holli McGarry	Ward 5	Present (arrived at 5:40 p.m.)
William O. Wills	Ward 6	Present (arrived at 5:34 p.m.)
Advisory Members		
Barry Hirsch	CPARB	Present
Daniel Knieter	CPARB	Present
Ronald Peetz	CPARB	Present
Bruce Cameron	CPARB	Present
Ex-Officio Non-Voting Members		
Captain Carla Johnson	TPD	Present
Officer Steve Beller	TPOA	Absent
Liana Perez, Independent Police Auditor	City Manager's Office	Present

Staff Present
Captain Michael Garigan, Tucson Police Department
Lieutenant Jim McShea, Tucson Police Department
Deputy Chief Kermit Miller, Tucson Police Department
Yvette Patterson, Independent Police Auditor
Carrie Fairchild, City Clerk's Office
Amanda McCline, Ward 2, Municipal Intern
Mike Anderson, Principal Assistant City Attorney (Arrived at 5:34)
Samantha Sipe, Recording Secretary, City Clerk's Office
Visitors
Lori Oien
Jim Oien

AGENDA ITEM	MOTION	ACTION	FOLLOW-UP RESPONSIBILITY
1. Call to Order / Roll Call: 5:30 PM			
2. Approval of Notes of 9/20/2005.	Motion by Susan Thornton, duly seconded, and carried by a voice vote of 6-0 (Holli McGarry absent) to approve the notes of October 18, 2005 as presented.		
3. Call to the Audience		No one spoke.	
4. Presentation on Midtown Division (Captain Michael Garigan)		<p>Captain Garigan informed the Board that he was assigned to the Midtown Division. Captain Garigan distributed handouts. Midtown Division's Station is located at 1100 S. Alvernon. The area Midtown covers is approximately sixty-two square miles, and one third of that is Davis Monthan. He also said that there were about one hundred and eighty-five thousand people in this geographic area. According to Captain Garigan, Midtown had about one hundred and five officers covering the area.</p> <p>Captain Garigan said the Midtown Division answered about twenty-eight to thirty percent of all the dispatched calls within the City of Tucson.</p> <p>He spoke about high-density areas, such as apartment complexes. In the year 2004, the division implemented a program dealing with crime free multi-housing in the largest apartment complexes in the Midtown area. The purpose of this program was to reduce the amount of times the TPD officers were called for service.</p> <p>A crime free addendum had been provided for these complexes for tenants</p>	

		<p>to sign. When one of the acts on the addendum was committed, the tenants were given a twenty-four hour eviction notice. At the end of 2004 there was a four percent reduction in calls.</p> <p>When the University of Arizona begins its session, the surrounding area becomes a very high-density area. Captain Garigan informed the Board about the red tag program. When TPD is called to an unruly gathering and certain criteria is met, the tenants of the home could be issued a red tag. In 2004, TPD Midtown Division handled three hundred and eighty incidents that were related to red tag investigations. This year they have handled one hundred and seventy-nine.</p>	
5. Review of Citizen Complaint 05-0159		<p>When the complainant, Ms. Oien, asked to speak, Mr. Tor said he felt as if the Board should only do a review of the process. He felt that it would be appropriate if they discussed what they have looked at in the packet of information and not be biased by any personal statements.</p> <p>Mr. Clark then stated that if Ms. Oien had something to say she should be free to say it, over and above what the Board has received.</p> <p>Principal Assistant City Attorney Mike Anderson stated that Mr. Tor was correct in stating that this was a process of TPD's investigation of this citizen's complaint. Mr. Anderson informed Chair Hart that it would be up to her to decide if Ms. Oien got to add information or not. Chair Hart told the Board that Ms. Oien was a member of the public and that if she had something to say it was okay.</p>	

		<p>Ms. Oien stated that she was glad the Board got a chance to review her case and that her only additional comments were how the two officers were sustained, and the third officer was exonerated. Ms. Oien then questioned whether the Board had the police report that was done by the other witness. The Board informed Ms. Oien that they did have a copy of that report. Ms. Oien stated that she was perfectly satisfied with what Internal Affairs had done with the two officers. Her concern was for the third officer. Ms. Oien added that Internal Affairs staff treated her politely and with courtesy.</p> <p>The Board went on to review the case and make the comments. Mr. Tor questioned the allegation of refusal to give name and payroll number concerning Officer Duenas. He was concerned as to the response given by the officer regarding not handing out a business card, and wanted to know if the response was appropriate. Chair Hart stated that this was an ongoing problem. Mr. Tor felt that this should have been sustained because the officer violated a general order. Lieutenant McShea informed the Board that it is incumbent on the office that they give their name and their number whether or not they have a business card.</p> <p>Mr. Tor asked Lieutenant McShea the status of the criminal investigation. Lieutenant McShea informed Mr. Tor and the Board that his office does not keep track of that.</p> <p>The Board found Case #05-0159 to be a fair and thorough investigation by a voice</p>	
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		<p>vote of 7-0 with the comment that the Board felt that the name and payroll number issue should have been sustained against Officer Duenas.</p>	
<p>6. Tucson Police Department</p> <p>A. TPD Updates</p> <p>B. Office of Internal Affairs</p>		<p>Captain Carla Johnson reported that they thought they had three officer involved shootings in the last month, but one ended up being a suicide. She also stated that as an agency they are working on their five-year strategic plan for staffing and things TPD would like to accomplish in the next five years.</p> <p>Captain Johnson informed the Board that there were a number of transfers that were going to be effective as of the thirteenth of this month. Captain Bill Richards would be assigned to the Communications Division. Captain Bill Washington was assigned to Operations Division East. Captain Terry Rozema was assigned to the Profession Standards Division, and Captain Johnson was assigned to the Property Crimes Division. She then informed the Board that Captain Rozema would be taking over her position at the next CPARB meeting.</p> <p>Lieutenant McShea reported that his office had been very busy, trying to keep up with the board of inquiries that resulted from officer involved shootings and serious accidents, on top of the cases that they were working on internally.</p> <p>Chair Hart questioned the suicide that was thought to be an officer involved shooting. She asked if this goes to a board of inquiry. Lieutenant McShea stated that yes it would go to the board of inquiry because the officer did fire a shot, so it was considered an officer involved shooting.</p>	

9. Customer Satisfaction Survey		<p>Chair Hart was concerned as to why a complainant called 911 three times and did not get a response from the Police Department. Deputy Chief Kermit Miller stated that the Police Department does not respond to everything. Lieutenant McShea said he would track this survey down and find out why the complainant stated that no one would respond to their call.</p> <p>Chair Hart questioned another survey and Lieutenant McShea said he would pull it for more information.</p> <p>Mr. Tor questioned whether complainants are persuaded to either make a complaint or not make a complaint based on the Officer's response. Lieutenant McShea told the Board that they were not violating general orders or any policy when the Police Department in their responses to complainants.</p>	
10. Comments to Mayor and Council		Chair Hart questioned the tenth McWeb comment and Lieutenant McShea told Chair Hart to inform the complainant to speak with the Division Commander directly, because this was not something that Internal Affairs handles.	
11. Report on Website		Mr. Tor stated that everything was up to date, but he did need to change Chair Hart's email address. Chair Hart asked if the Board could get a count on the number of visitors to the site.	
12. Report from the Chair / Announcements		Chair Hart asked Officer Bellar to report about the November 12, 2005, ten-year reunion of the Citizens Police Academy.	
13. Adjournment – 7:33 p.m.	MOTION by Ms. Thornton, duly seconded, and approved by a voice vote of 7-0 to adjourn.		